

1 Michael J. McCue (Nevada Bar #6055)  
2 Meng Zhong (Nevada Bar #12145)  
LEWIS ROCA ROTHGERBER LLP  
3 3993 Howard Hughes Parkway, Suite 600  
Las Vegas, NV 89169-5996  
4 (702) 949-8200 (phone)  
(702) 949-8398 (facsimile)  
5 mmccue@lrrlaw.com  
mzhong@lrrlaw.com  
6

7 Mark H. Izraelewicz (*pro hac vice* application to be filed)  
Thomas I. Ross (*pro hac vice* application to be filed)  
8 Kevin M. Flowers (*pro hac vice* application to be filed)  
Amanda Antons (*pro hac vice* application to be filed)  
9 MARSHALL, GERSTEIN & BORUN LLP  
233 South Wacker Drive, 6300 Willis Tower  
10 Chicago, IL 60606-6357  
(312) 474-6300 (phone)  
(312) 474-0448 (facsimile)  
11 mizraelewicz@marshallip.com  
tross@msrshallip.com  
12 kflowers@marshallip.com  
aantons@marshallip.com  
13  
14

15 Attorneys for Plaintiffs  
SPECTRUM PHARMACEUTICALS, INC.  
16 AND UNIVERSITY OF STRATHCLYDE  
17

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

19 SPECTRUM PHARMACEUTICALS, INC.  
and UNIVERSITY OF STRATHCLYDE,  
20

Case No. 2:15-cv-01360-JCM-GWF

21 Plaintiffs,  
v.  
22

**[PROPOSED] ORDER STAYING  
ACTION**

23 ACTAVIS LLC

24 Defendant.  
25

26 WHEREAS, on January 23, 2015, Plaintiffs Spectrum Pharmaceuticals, Inc., and  
27 University of Strathclyde brought this action against Actavis LLC (“Actavis”), alleging  
28 infringement of U.S. Patent No. 6,500,829 (the “‘829 patent”) under 35 U.S.C. § 271(a), (b), (c),

1 and (e)(2)(A); and

2 WHEREAS, Plaintiffs and Actavis have jointly moved to stay the action pending  
3 resolution of *Spectrum Pharmaceuticals, Inc., v. Sandoz, Inc.*, Case No. 2:12-cv-00111 (“Sandoz  
4 Action”), which is currently on appeal to the U.S. Court of Appeals for the Federal Circuit, in  
5 accordance with terms and conditions agreed to by Plaintiffs and Actavis.

6 NOW, THEREFORE, IT IS HEREBY ORDERED:

7 1. All claims, counterclaims, and defenses as between Plaintiffs and Actavis are  
8 hereby stayed in their entirety pending submission of a joint motion by Plaintiffs and Actavis  
9 requesting that the stay be lifted for purposes of entering a judgment or order with respect to said  
10 claims, counterclaims, and/or defenses on terms and conditions agreed to between Plaintiffs and  
11 Actavis.

12 2. Each party shall bear its own costs and attorneys’ fees in this action.

13 IT IS SO ORDERED:

14   
15 \_\_\_\_\_  
16 UNITED STATES MAGISTRATE JUDGE  
17 Dated: July 28, 2015

LEWIS ROCA  
ROTHGERBER

3993 Howard Hughes Pkwy, Suite 600  
Las Vegas, NV 89169-5996